IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

MONDAY, THE 12TH MARCH 2007 / 21ST PHALGUNA 1928

WP(C).No. 7351 of 2007(A)

PETITIONER:

DR.M.KALESHKUMAR, PRINCIPAL IN CHARGE,
SHREE VIDYADHIRAJA HOMOEOPATHIC MEDICAL COLLEGE,
NEMOM, THIRUVANANTHAPURAM-20, RESIDING AT ANASWARA
UR, 125, UPPALAM ROAD, TRIVANDRUM-1.

BY ADV. SRI.N.NANDAKUMARA MENON
SRI.P.K.MANOJKUMAR

RESPONDENTS:
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1. **THE STATE OF KERALA REPRESENTED BY**
THE SECRETARY, HOME DEPARTMENT SECRETRIAT,
THIRUVANANTHAPURAM.

2. **THE COMMISSIONER OF POLICE, OFFICE OF**
THE COMMISSIONER OF POLICE, VAZHUTHACAUD,
THIRUVANANTHAPURAM.

3. **THE SUB INSPECTOR OF POLICE, NEMOM**
POLICE STATION, THIRUVANANTHAPURAM-20.

4. **DR.K.RAJEEV, SNA 903, SANKAR NAGAR,**
NEERAMANGALAM, THIRUVANANTHAPURAM.

5. **G.SOMASEKHARAN PILLAI, TC.124/103,**
RAJA NILAYAM, VOLTAS LANE, VAZHUTHACAUD,
THIRUVANANTHAPURAM.

6. **SREE VIDYADHIRAJA HOMEOEOPATHIC**
MEDICAL COLLEGE, NEMOM,THIRUVANANTHAPURAM-20,
REPRESENTED BY ITS PRINCIPAL.

BY GOVT.PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 12/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C).7351/2007

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF THE ORDER NO.SVVS/201/06 DATED 23.10.2006 ISSUED BY THE DR.R.AJAYKUMAR, SECRETARY, SHREE VIDYADHIRAJA VIDYA SAMAJAM, TO THE PETITIONER.

EXT.P2: COPY OF THE LETTER DATED 23.10.2006 SUBMITTED BY THE PETITIONER TO THE SECRETARY, SHREE VIDYADHIRAJA VIDYA SAMAJAM, TRIVANDRUM-1.

EXT.P3: COPY OF THE RESOLUTION NO.5 OF THE MANAGING COMMITTEE HELD ON 22.10.2006 PASSED BY THE SECRETARY, SHREE VIDYADHIRAJA VIDYA SAMAJAM, TRIVANDRUM.

EXT.P4: COPY OF THE MEMO OF CHARGES DATED 23.10.2006 ISSUED BY THE DR.R.AJAYKUMAR, SECRETARY, SHREE VIDYADHIRAJA VIDYA SAMAJAM, THIRUVANANTHAPURAM.

EXT.P5: COPY OF THE JUDGMENT DATED 9.2.2007 IN C.M.A.NO.100 OF 2006 IN THE COURT OF THE II ADDITIONAL DISTRICT JUDGE, THIRUVANANTHAPURAM.

EXT.P6: COPY OF THE REPRESENTATION DATED 22.2.2007 SUBMITTED BY THE PETITIONER TO THE SUB INSPECTOR OF POLICE, NEMOM,TVM-2.

EXT.P6(A): COPY OF THE RECEIPT NO.74/DP/07 DATED 22.2.2007 ISSUED BY THE SUB INSPECTOR, NEMOM.

EXT.P7: COPY OF THE REPRESENTATION DATED 23.2.2007 SUBMITTED BY THE PETITIONER TO THE COMMISSIONER OF POLICE, TRIVANDRUM.

EXT.P7(A): COPY OF THE RECEIPT NO.253/PWS/OP/TC-2007 DATED 23.2.2007 ISSUED BY THE COMMISSIONER OF POLICE, CITY POLICE OFFICE, TVM.

/TRUE COPY/

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C)No.7351 OF 2007

Dated 12th March, 2007

JUDGMENT

Koshy,J.

This is a petition for police protection. There is a dispute between the petitioner and respondents 4 to 6. In C.M.A.No.100 of 2006 (Ext.P5) the petitioner obtained an order in his favour. The matter was challenged before this court and finally the learned Single Judge in W.P.(C) No.7160 of 2007 set aside the order in the C.M.A. and District Court was directed to reconsider the matter. Meanwhile, it was also undertook by the contesting respondents that the petitioner will be allowed to work as Professor of the College without any obstruction. Counsel for the contesting respondents submits that the direction of the learned Single Judge will be obeyed and no obstruction will be caused for the petitioner to function as Professor of the college till disposal of the C.M.A. Police is directed to see that law and order is maintained

and in case the petitioner is obstructed, necessary protection be granted to him.

The writ petition is disposed of accordingly.

J.B.KOSHY
JUDGE

T.R.RAMACHANDRAN NAIR
JUDGE

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